REVENUE SECRETARIAT

Dated 24th December 1953.

ERRATUM.

No. R. 15073—R.M. 40-50-11. Please read figure "26th" for "29th" occurring in the Notification No. R. 6577—R.M. 40-50-8, dated 16th July 1953, sanctioning remission in respect of tracts forming the atchkats of Visvesvaraya Canal of Maddur Branch.

By Order and in the name of the Rajpramukh,

K. MOHAMED AHMED,
Secretary to Government,
Revenue Department.

6906

FINANCIAL SECRETARIAT

Dated 22nd December 1953.

No. Fl. (B). 13254—C.R. 4-53-54. In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India, the Rajpramukh of Mysore is pleased to make the following further amendments to the Mysore Services Regulations, namely,—

In the said Regulations, the following shall be added as Serial No. 3 to the Exceptions under Class II of clause (a) of Appendix 'M.' namely,—

"3. The Deputy Commissioner of Bellary District ... ... Rs. 200."

By Order and in the name of the Rajpramukh,

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Dated 24th December 1953.

No. Fl. 6305—G.F. 170-53-2. In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India, the Rajpramukh of Mysore directs that the following further amendments shall be made in the State Provident Fund Rules:—

Amendments.

1. In the said Rules, Rule 1 shall be renumbered as Rule 1A and before the rule as so renumbered the following rule shall be inserted as Rule 1.

Definitions.

"1. (*i*) These Rules may be called the State Provident Fund (Mysore) Rules.

(*ii*) "Account Officer" means such officer as may be appointed in this behalf by the Comptroller and Auditor-General of India;

(*iii*) "Family" means,

(*a*) in the case of a male subscriber, the wife or wives and children of a subscriber, and the widow, or widows, and children of a deceased son of the subscriber: provided that if a subscriber proves that his wife has been judicially separated from him or has ceased under the customary law of the community to which the belongs to be entitled to maintenance she shall henceforth be deemed to be no longer a member of the subscriber's family in matters to which these rules relate, unless the subscriber subsequently indicates by express notification in writing to the Account Officer that she shall continue to be so regarded;

(*b*) in the case of a female subscriber, the husband and children of a subscriber, and the widow or widows and children of a deceased son of a subscriber:

Provided that if a subscriber by notification in writing to the Account Officer expresses her desire to exclude her husband from her family, the husband shall henceforth be deemed to be no longer a member of the subscriber's family in matters to which these rules relate unless the subscriber subsequently cancels formally in writing her notification excluding him.

(*c*) "Children" means legitimate children.

Note.—An adopted child shall be considered to be a child when the Account Officer, or if any doubt arises in the mind of the Account Officer, the Advocate General in Mysore is satisfied that under the personal law of the subscriber, adoption is legally recognised as conferring the status of a natural child, but in this case only.

(*iv*) "Fund" means the State Provident Fund.

2. After rule 4A of the said Rules, the following heading and rule shall be inserted, namely:—

Nominations.

"4B (1) A subscriber shall, as soon as may be, after joining the Fund, send to the Account Officer, a nomination conferring on one or more persons the right to receive the amount that may stand to his credit in the Fund, in the event of his death before that amount has become payable or having become payable has not been paid:

Provided that if, at the time of making the nomination, the subscriber has a family, the nomination shall not be in favour of any person or persons other than the members of his family.

(2) If a subscriber nominates more than one person under sub-rule (1), he shall specify in the nomination the amount or share to each of the nominees in such manner as to cover the whole of the amount that may stand to his credit in the Fund at any time.

(3) Every nomination shall be in Form No. S.P.F. 4, S.P.F. 4A., S.P.F. 4B., or S.P.F. 4C, as is appropriate in the circumstance.

(4) A subscriber may at any time cancel a nomination by sending a notice in writing to the Account Officer:

Provided that the subscriber shall, along with such notice, send a fresh nomination made in accordance with the provisions of this rule.

(5) A subscriber may provide in a nomination,—

(*a*) in respect of any specified nominee, that in the event of his predeceasing the subscriber the right conferred upon the nominee shall pass to such other personas may be specified in the nomination;

(*b*) that the nomination shall become invalid in the event of the happening of a contingency specified therein: Provided that if at the time of making the nomination the subscriber has no family, he shall provide in the nomination that it shall become invalid in the event of his subsequently acquiring a family.

(6) Immediately on the death of a nominee in respect of whom no special provision has been made in the nomination under clause (*a*) of sub-rule (5) or on the occurrence of any event by reason of which the nomination becomes invalid in pursuance of clause (*b*) of sub-rule (5) or the proviso thereto, the subscriber shall send to the Account Officer a notice in writing cancelling the nomination, together with a fresh nomination made in accordance with the provisions of this rule.

(7) Every nomination made, and every notice of cancellation given, by a subscriber shall, to the extent that it is valid, take effect on the date on which it is received by the Account Officer.

3. For sub-rule (3) of rule 9, the following sub-rule shall be substituted, namely:—

"(3) On the death of a subscriber before the amount standing to his credit has become payable, or where the amount has become payable, before payment has been made;

(*i*) when the subscriber leaves a family:—

(*a*) if a nomination made by the subscriber in accordance with the provisions of Rule 4B of the sub-rule in force prior to the commencement of this sub-rule in favour of a member or members of his family subsists, the amount standing to his credit in the Fund or the part thereof to which the nomination relates shall become payable to his nominee or nominees in the proportion specified in the nomination;

(*b*) if no such nomination in favour of a member or members of the family of the subscriber subsists, or if such nomination relates only to a part of the amount standing to his credit in the Fund, the whole amount or the part thereof to which the nomination does not relate, as the case may be, shall, notwithstanding any nomination purporting to be in favour of any person or persons other than a member or members of his family, become payable to the members of his family in equal shares:

Provided that no shares shall be payable to.

(1) sons who have attained legal majority;

(2) sons of a deceased son who have attained legal